McClay •Alton, P.L.L.P. Robert M. McClay #69620 (Pro Hac Vice) 951 Grand Avenue St. Paul, Minnesota 55101 Telephone: 651-290-0301 Fax: 651-290-2502

Email: law@mcclay-alton.com

Marvin C. Ingber #0048859 (Pro Hac Vice) Attorney and Counselor at Law 6705 Apache Road Edina, Minnesota 55439-1001 Telephone: 612-327-8378 Email: mcingber@comcast.net

Attorneys for Defendants:

JAMES B. PINTO REVOCABLE TRUST U/A

DTD 12/1/03; and JAMES B. PINTO, individually
and in his capacity as Grantor and Trustee for the
James B. Pinto Revocable Trust

IN THE UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION CORPORATION,

Plaintiff-Appellant,

V.

BERNARD L. MADOFF INVESTMENT SECURITIES LLC,

Defendant.

In Re:

BERNARD L MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

Adv. Pro. No.08-01789 (SMB)

SIPA LIQUIDATION

(Substantially Consolidated)

Adv. Pro. No. 10-04538 (SMB)

v.

JAMES B. PINTO REVOCABLE TRUST U/A DTD 12/1/03; and JAMES B. PINTO, individually and in his capacity as Grantor and Trustee for the James B. Pinto Revocable Trust,

Defendants.

CERTIFICATE OF SERVICE

- 1. I am an attorney admitted to practice Pro Hac Vice before this Court.
- 2. On April 22, 2015, the documents listed below were filed electronically via the Court's CM/ECF System.
 - 1. Motion of Defendants' Counsel Robert M. McClay at the Law Firm of McClay·Alton, P.L.L.P. and Defendants' Counsel Marvin C. Ingber for an Order Pursuant to Rule 2090-1(e) of the Local Bankruptcy Rules to Remove Bruce S. Schaeffer as Counsel to Defendants for Adv. Pro. No. 10-04538 (SMB);
 - 2. Declaration of Robert M. McClay;
 - 3. Declaration of Marvin C. Ingber;
 - 4. Affidavit of James B. Pinto;
 - 5. Notice of Presentment; and,
 - 6. Proposed Order.
- 3. Electronic notice of the filing of the above-mentioned documents was provided via the Court's CM/ECF System to all parties able to receive electronic notice, as indicated in the Notice of Electronic Filing. Such parties may access the documents through the Court's CM/ECF System.
- 4. Copies of the documents were also served on April 22, 2015 via USPS First Class Mail, postage prepaid, return service requested to those parties listed on the attached Service List.

I declare, pursuant to USC Title 28 § 1746, under penalty of perjury that the foregoing is true and correct.

Dated: St. Paul, Minnesota

April 22, 2015

By: <u>/s/ Robert M. McClay</u>
Robert M. McClay

SERVICE LIST

Bruce S. Schaeffer, Esq. Attorney at Law 3 Park Avenue Suite 1501 New York, NY 10016

James B. Pinto
[Mailing address
intentionally omitted for privacy reasons]

Marc E. Hirschfield, Esq. Baker & Hostetler LLP 45 Rockefeller Plaza New York, NY 10111

Dean D. Hunt, Esq. Farrell A. Hochmuth, Esq. Baker & Hostetler LLP 1000 Louisiana Suite 2000 Houston, Texas 77002-5009

Kevin H. Bell, Esq. Securities Investor Protection Corporation 805 15th Street, N.W., Suite 800 Washington, D.C. 20005